

## AGENDA RESERVATION REQUEST

### CITY OF FRANKLIN COMMON COUNCIL

Please type or print

<b>Date Submitted:</b>	12-2-15	<b>Meeting Date:</b>	12-7-15
<b>Contact Information:</b>			
<b>Requested by:</b>	Krista Linke		
<b>On Behalf of Organization or Individual:</b>	JM Stevens Enterprises LLC		
<b>Telephone:</b>	317-736-3631		
<b>Email address:</b>	klinke@franklin.in.gov		
<b>Mailing Address:</b>	70 E. Monroe St., Franklin, IN 46131		
<b>Describe Request:</b>			
Resolution 2015-23 Waiver of Non-Compliance for JM Stevens Enterprises LLC			
<b>List Supporting Documentation Provided:</b>			
Memorandum Resolution 2015-23			
<b>Who will present the request?</b>			
<b>Name:</b>	Krista Linke & Jonas Stevens	<b>Telephone:</b>	317-736-3631

*The Franklin City Council meets on the 1st and 3rd Monday of each month at 6:00 p.m. in the Council Chambers of City Hall located at 70 E. Monroe Street. In order for an individual and/or agency to be considered for new business on the agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 12:00 p.m. on the Wednesday before the meeting.*



## CITY OF FRANKLIN

COMMUNITY DEVELOPMENT DEPARTMENT

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# Memorandum

**To:** City Council  
**From:** Krista Linke, Director  
**Date:** December 2, 2015  
**Re:** JM Stevens Enterprises – Request for Second Waiver of Non-Compliance

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JM Stevens Enterprises is the owner of 215 Industrial Drive. Their tenant is Sargent Aerospace and Defense. In 2013 JM Stevens Enterprises was granted a seven year tax abatement on a 4,000 square foot addition that cost \$195,000.

The first year for them to file a compliance report was 2015, for their 2014 taxes. They were notified three times that their compliance forms were due, but they were not turned in until after the May 15<sup>th</sup> deadline.

The Economic Development Commission reviewed their compliance report at their June 9<sup>th</sup> meeting and found them to be in compliance.

The City Council granted a waiver of non-compliance on June 15<sup>th</sup>, 2015 through Resolution 2015-16.

Mr. Stevens filed the waiver of non-compliance (Resolution 2015-16) with the county, but failed to fill out their required Form 11. In order to receive the abatement, the county requires the city to pass another waiver of non-compliance for the failure to fill out Form 11. Resolution 2015-23 is attached for this purpose.

If you have any questions regarding this request please contact me directly at 346-1250.

**CITY OF FRANKLIN, INDIANA  
RESOLUTION NO. 2015-23**

**A RESOLUTION WAIVING NON-COMPLIANCE WITH  
TAX ABATEMENT COMPLIANCE REQUIREMENTS BY  
JM STEVENS ENTERPRISES, LLC**

**WHEREAS**, the Common Council of the City of Franklin, Indiana (the "Council") granted a seven (7) year tax abatement on real property to JM Stevens Enterprises, LLC through Resolution 2013-03;

**WHEREAS**, due to a clerical error, JM Stevens Enterprises, LLC failed to timely file Form 322 ("Application for Deduction from Assessed Valuation of Structures in Economic Development Areas") with the Auditor of Johnson County, Indiana; and

**WHEREAS**, pursuant to Indiana Code Section 6-1.1-12.1-11.3(a)(5), the Council finds that this non-compliance should be waived.

**NOW THEREFORE, BE IT RESOLVED** by the Common Council of the City of Franklin, Indiana, as follows:

1. Waiver of Non-Compliance: JM Stevens Enterprises, LLC's non-compliance with its tax abatement filing requirements should be waived.
2. Effective Date: This Resolution shall be in full force and effect from and after its passage by the Council and approval by the Mayor as required by law.

Introduced and Filed on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

DULY PASSED on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of \_\_\_\_\_ in Favor and \_\_\_\_\_ Opposed.

City of Franklin, Indiana, By its Common Council:

Voting Affirmative:

Voting Opposed:

\_\_\_\_\_  
Stephen Barnett, Council President

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Stephen Barnett, Council President

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Kenneth W. Austin, Vice President

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Kenneth W. Austin, Vice President

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Joseph P. Abban

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Joseph P. Abban

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Joseph R. Ault

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Joseph R. Ault

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Stephen D. Hougland

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Stephen D. Hougland

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Dr. William T. Murphy

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Dr. William T. Murphy

\_\_\_\_\_  
Richard L. Wertz

\_\_\_\_\_  
Richard L. Wertz

Attest:

\_\_\_\_\_  
Jane P. Alexander  
City Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ o'clock a.m./p.m.

\_\_\_\_\_  
Janet P. Alexander  
City Clerk-Treasurer

This Resolution having been passed by the legislative body and presented to me is approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16 (a)(1), this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ o'clock a.m./p.m.

\_\_\_\_\_  
Joseph E. McGuinness  
Mayor

Attest:

\_\_\_\_\_  
Janet P. Alexander  
City Clerk-Treasurer